

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 92-067-T - ORDER NO. 92-314  
MAY 1, 1992

IN RE: Application of McAbee Welding and Erection )  
Co., Inc. DBA McAbee Trucking, 109 Corn ) ORDER  
Road, Honea Path, SC 29654, for a Class E ) DENYING  
Certificate of Public Convenience and ) ANSWER TO  
Necessity. ) PETITION  
)

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of an Answer to Petition to Intervene and Protest of Southeastern Freight Lines filed on behalf of McAbee Welding and Erection Co., Inc. DBA McAbee Trucking whereby McAbee Trucking seeks dismissal of the Petition to Intervene and Protest filed on behalf of Southeastern Freight Lines (the Intervenor).

On March 9, 1992, the Commission received a Petition to Intervene and Protest filed by Southeastern Freight Lines in the instant docket. McAbee Trucking answered Southern Freight Line's Petition to Intervene and seeks dismissal of the intervention. The Commission has considered the filing of Southeastern, as well as that of McAbee's. The Commission has examined Southeastern Freight Line's Petition to Intervene and finds that it is in compliance with R.103-836 of the Commission's Rules of Practice and Procedure. Under R.103-836 (A)(3) a Petition to Intervene in a formal proceeding before the Commission must assert the

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following:

- (a) The facts from which the nature of the petitioner's alleged right or interest can be determined;
- (b) The grounds of the proposed intervention;
- (c) The position of the petitioner in the proceeding.

The Commission finds that Southeastern Freight Lines has made the appropriate allegations to comply with the requirements of the Commission's regulations. Therefore, the Commission denies McAbee Trucking's request that the Petition to Intervene be dismissed, and Southeastern Freight Lines will be allowed to be a party of record in this proceeding.

IT IS SO ORDERED.

BY ORDER OF THE COMMISSION:

VICE Chairman



ATTEST:

  
Executive Director

(SEAL)